



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Erez HALAHMI et al

Serial No.: 09/657,001

Filed: September 7, 2000

For: E-Mail Proxy

Examiner: Thomas J. Mauro Jr.

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313

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Group Art Unit: 2143

Attorney

Docket: 24451

Previously G01-4

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Technology Center 2100

TERMINAL DISCLAIMER

Dear Sir:

Petitioner, AxisMobile Ltd (formerly Gaton Ltd and also formerly Celltrix Ltd.), is the owner of the entire interest in the instant application. Petitioner hereby disclaims, except as provided below, the terminal part of the statutory term of any patent granted on the instant application, which would extend beyond the expiration date of the full statutory term defined in 35 U.S.C. 154 to 156 and 173, as presently shortened by any terminal disclaimer, of U.S. Patent No. 6,684,088. Petitioner hereby agrees that any patent so granted on the instant application shall be enforceable only for and during such period that it and the prior patent are commonly owned. This agreement runs with any patent granted on the instant application and is binding upon the grantee, its successors or assigns.

In making the above disclaimer, petitioner does not disclaim the terminal part of any patent granted on the instant application that would extend to the expiration date of the full statutory term as defined in 35 U.S.C. 154 to 156 and 173 of the prior

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patent, as presently shortened by any terminal disclaimer, in the event that it later expires for failure to pay a maintenance fee, is held unenforceable, is found invalid by a court of competent jurisdiction, is statutorily disclaimed in whole or terminally disclaimed under 37 CFR 1.321, has all claims canceled by a reexamination certificate, is reissued, or is in any manner terminated prior to the expiration of its full statutory term as presently shortened by any terminal disclaimer.

For submissions on behalf of an organization (e.g., corporation, partnership, university, government agency, etc.), the undersigned (whose title is supplied below) is empowered to act on behalf of the organization as the Agent of Record.

We hereby declare that all statements made herein of our own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Authorization to charge the above Terminal Disclaimer fee of \$55.00 to the Credit Card number listed on the attached Credit Card Payment Form PTO-2038 is attached herewith. In the event additional fees are required, please charge these additional fees to Deposit Account 50-1407. In the unlikely event payment by the Credit Card issuer is refused, please charge the Terminal Disclaimer fee of \$55.00 to Deposit Account 50-1407.


D'vorah Graeser
Agent for Applicant
Registration No. 40,000

Date: September 28, 2004